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# OCT 13 2005

Patent

Attorney Docket No. GEMS8081.055

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Gupta et al.

Serial No.

09/747,647

Filed

December 22, 2000

For

Method and Apparatus For Reporting the Status

Of Work in Progress

Group Art No.

3627

Examiner

McClellan, J.

#### CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10

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Date: October 13, 2005

Aionature

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## NOTICE OF APPEAL

Dear Sir:

Responsive to the Advisory Office Action mailed September 21, 2005, Applicant requests entry of this Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences. Applicant was informed in the Advisory Office Action mailed September 21, 2005 that claims 1-21 stand rejected as unpatentable over the art of record. The Examiner further indicated that the amendments presented in the Response of September 13, 2005 would be

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entered for purposes of appeal. Accordingly, the subject matter of this appeal is the patentability of the claims 1-21. The patentability of claims 1-21 will be further addressed in a forthcoming Appeal Brief. As this Notice is being filed within three months of the Final Office Action mailed July 13, 2005, no extension of the time or associated fees are required.

Applicant has previously filed a Notice of Appeal and Appeal Brief in the above-captioned matter. Accordingly, Applicant has once paid all of the requisite fees associated with an appeal of this Application. As such, in accordance with 34 U.S.C. §134, no further fees are due for this Notice of Appeal as the associated fees have previously once been paid.

Respectfully submitted,

Kirk L. Deheck Registration No. 55,782 Direct Dial 262-376-5170 ext. 16 kld@zpspatents.com

Dated: October 13, 2005

Attorney Docket No.: GEMS8081.055

P.O. ADDRESS:

Ziolkowski Patent Solutions Group, LLC 14135 North Ccdarburg Road Mequon, WI 53097-1416 262-376-5170